

Annual Report 2002-2003



KENTUCKY BOARD OF NURSING
312 Whittington Pky, Suite 300
Louisville, KY 40222-5172
800-305-2042 or 502-329-7000
<http://kbn.ky.gov>

BOARD MEMBERS

Jan Ridder, RN, President
Louisville

M. Susan Jones, RN, Vice-President
Bowling Green

Ann Fultz, LPN, Secretary
Ashland

Catherine Hogan, RN, Financial Officer
Louisville

Mabel Ballinger, Citizen-at-Large
Covington

Sally Baxter, RN
Maysville

June Bell, RN
Owensboro

Phyllis Caudill-Eppenstein, LPN
Ashland

Lori Davis, Citizen-at-Large
Lexington

Peggy Fishburn, LPN
Scottsville

Marcia Hobbs, RN
Murray

Jimmy T. Isenberg, RN
Glasgow

Elizabeth Partin, ARNP
Columbia

John Sublett, ARNP
Owensboro

Ann Veno, RN
Crestwood

Mary Gail Wilder, RN
Henderson

BOARD MEETINGS

August 8-9, 2002
Regular Meeting

October 3-4, 2002
Regular Meeting

November 14-15, 2002
Annual Retreat

December 12-13, 2002
Regular Meeting

February 6-7, 2003
Regular Meeting

April 3-4, 2003
Regular Meeting

June 19-20, 2003
Annual Meeting

KENTUCKY BOARD OF NURSING

MISSION

The Kentucky Board of Nursing protects public health and welfare by development and enforcement of state laws governing the safe practice of nursing.

CORE VALUES

In order to protect the public, we are committed to:

Distinction Excellence and quality by delivering consistent, effective, and efficient services.

Integrity Honesty, fairness, and objectivity in the development and enforcement of laws and regulations.

Responsiveness Taking initiative, communicating openly, and demonstrating care and concern in all endeavors.

Collaboration Working in a cooperative spirit while maintaining respect for all individuals.

VISION

We aspire to:

Deliver Benchmark quality services in healthcare regulation.

Meet The challenges of a dynamic and ever-changing healthcare environment.

Have An organizational environment that fosters creativity, innovation, and outstanding leadership.

Have A committed and appropriately compensated Board/staff who have exceptional knowledge and skills.

Achieve Integration of regulatory efforts affecting the health of the public.

Have State-of-the-art technology that promotes effectiveness and efficiency.



Goal 1: *Sound defensible, regulatory practices that protect the public.*

- ♦ Create opportunities for interagency policy development and collaboration.
- ♦ Continue enhancements for the disciplinary action processes.
- ♦ Increase public awareness and understanding of the role and purpose of the Board of Nursing.
- ♦ Increase the public's participation in regulatory decision making.
- ♦ Continue planning for nursing education requirements, practice issues, and competency determination.
- ♦ Regulate nurses and persons who provide nursing related acts.

Goal 3: *Optimal use of technology that supports agency services.*

- ♦ Plan for implementation of the agency Information Resources Plan.
- ♦ Improve utilization of communications technology.
- ♦ Explore new technologies to enhance agency functions.

Goal 2: *Efficient delivery of services that meet the needs of consumers and regulated entities.*

- ♦ Maintain an organizational structure that promotes effective utilization of agency resources.
- ♦ Enhance communications.
- ♦ Continue to implement workflow redesign for selected agency services.
- ♦ Monitor mutual recognition initiatives.
- ♦ Continue electronic enhancements to licensure and credentialing processes.

Goal 4: *An organizational culture that promotes job satisfaction and career development.*

- ♦ Increase staff involvement in agency planning and policy implementation.
- ♦ Enhance orientation and development programs for the members of the Board, committees, and councils.
- ♦ Enhance means to increase service recognition of volunteers and Board and staff members.
- ♦ Monitor and maintain appropriate compensation for employees and Board members.
- ♦ Increase understanding of job functions throughout the agency.

Board of Nursing Composition, Structures & Operations

BOARD ACTIVITIES

All meetings of the Board and its committees and councils were held in open session as required by the open meetings law. The commitment of the members of the Board and the dedication of its staff continued in unabated fashion. Appreciation for this service by Board staff and members was expressed through the recognition programs of the agency and executive branch of state government.

Retiring Board members Mabel Ballinger, Citizen-at-Large; Ann Fultz, LPN; Catherine Hogan, RN; and Jan Ridder, RN, were all reappointed to the Board. All were thanked for their substantial contributions to the Board, and were welcomed back for another four-year term.

COMMITTEE MEETINGS

Sep 5, 2002 Education, Practice & Consumer Protection Committees
Jan 16, 2003 Education & Practice Committees
Mar 13, 2003 Education, Practice & Consumer Protection Committees
May 15, 2003 Education, Practice & Consumer Protection Committees

BOARD OFFICERS

ELECTED APRIL 2003

President: M. Susan Jones
Vice-President: June Bell
Secretary: Elizabeth Partin
Financial Officer: Lori Davis

IMMEDIATE PAST

Jan Ridder
M. Susan Jones
Ann Fultz
Catherine Hogan

PAST

Marcia Hobbs
Clara Dorris
Phyllis Caudill-Eppenstein
Catherine Hogan

CABINET FOR FAMILIES AND CHILDREN

Elder Abuse Committee

Ann H. Veno, RN

HEALTH SERVICE COUNCIL OF METROPOLITAN LOUISVILLE

Greater Louisville Workforce Consortium, Recruitment
and Retention Committee

Sharon Weisenbeck, RN

KENTUCKY ASSOCIATION OF HEALTH CARE FACILITIES

Sally Baxter, RN

KENTUCKY ASSOCIATION OF HOMES AND SERVICES FOR THE AGING

Anne H. Veno, RN

KENTUCKY COALITION OF NURSE PRACTITIONERS AND NURSE MIDWIVES (KCNPNM)

Elizabeth Partin, ARNP

KENTUCKY COUNCIL OF ASSOCIATE DEGREE NURSING

Mary Gail Wilder, RN; Michael Bloyd, RN

KENTUCKY COUNCIL OF BACCALAUREATE & HIGHER DEGREE NURSING

Marcia Hobbs, RN; Sharon Weisenbeck, RN

KENTUCKY COUNCIL OF PRACTICAL NURSING

Jimmy Isenberg, RN; Michael Bloyd, RN

KENTUCKY HOSPITAL ASSOCIATION

Center for Nursing & Allied Health Professions Advisory Board

Sharon Weisenbeck, RN

End of Life Project

Catherine Hogan, RN

Nursing Workforce Foundation

Sharon Weisenbeck, RN

KENTUCKY NURSE DAY COMMITTEE

Peggy Fishburn, LPN; Judy Amig, RN

KENTUCKY NURSES ASSOCIATION

Board of Directors

Jan Ridder, RN

Cabinet on Nursing Practice

Catherine Hogan, RN; Bernadette Sutherland, RN

Nursing Education & Research Cabinet

M. Susan Jones, RN; Michael Bloyd, RN

KENTUCKY NURSING EDUCATION MOBILITY TASK FORCE

Michael Bloyd, RN

KENTUCKY MEDICAL ASSOCIATION

Patient Safety Task Force

Elizabeth Partin, ARNP

KENTUCKY ORGANIZATION OF NURSE LEADERS (KONL)

Jan Ridder, RN

KENTUCKY STATE ASSOCIATION OF LPNs

Ann Fultz, LPN

MODEL ACT REVISION SUBCOMMITTEE

Nathan Goldman, JD

NATIONAL COUNCIL OF STATE BOARDS OF NURSING

Delegate Representatives

June Bell, RN; Peggy Fishburn, LPN

Alternate Delegate Representatives

Catherine Hogan, RN; Sharon Weisenbeck, RN

Board of Directors

Marcia Hobbs, RN, Vice-President

NURSIS ADVISORY PANEL

Don Snow

SEXUAL ASSAULT RESPONSE TEAM ADVISORY COUNCIL

Sharon Weisenbeck, RN

COMMITTEES, COUNCILS, GROUPS, PANELS

CONSUMER PROTECTION COMMITTEE *

The Consumer Protection Committee considers those matters related to investigation and disciplinary processes and preparation of hearing panel members.

Anne H. Veno, RN, Chairperson
Mabel Ballinger, Citizen-at-Large
Sally Baxter, RN
Phyllis Caudill-Eppenstein, LPN
Lori Davis, Citizen-at-Large

EDUCATION COMMITTEE *

The Education Committee considers those matters related to mandatory continuing education and prelicensure nursing education in the Commonwealth.

M. Susan Jones, RN, Chairperson
Ann Fultz, LPN
Marcia Hobbs, RN
Jimmy Isenberg, RN
Anne H. Veno, RN
Mary Gail Wilder, RN

PRACTICE COMMITTEE *

The Practice Committee considers those matters related to the interpretation of the legal scope of nursing practice as defined in *Kentucky Nursing Laws* and KBN administrative regulations. Committee deliberations may include review of other relevant statutes and regulations as necessary.

Catherine Hogan, RN, Chairperson
Sally Baxter, RN
June Bell, RN
Peggy Fishburn, LPN
Elizabeth Partin, ARNP
Jan Ridder, RN
John Sublett, ARNP

NURSING INCENTIVE SCHOLARSHIP FUND GRANT REVIEW COMMITTEE

The Nursing Incentive Scholarship Fund Grant Review Committee reviews all proposals for nursing workforce competency development grants and makes recommendations to the Board.

M. Susan Jones, RN, Chairperson
Sue Davis, RN
Judy Ober, RN
Ruth Ann Steele, LPN

ADVANCED REGISTERED NURSE PRACTICE COUNCIL

Related organizations nominate representatives for membership on the Advanced Registered Nurse Practice Council, as an advisory body to KBN. The council advises and recommends practice standards regarding the performance of acts relative to nurse anesthesia, nurse-midwifery, nurse practitioner and clinical nurse specialist practice.

Elizabeth Partin, ARNP, Chair
Debra A. Barber, ARNP, KNA
Danny M. Clark, MD, KBML
Jill Crawford, ARNP, KNA
Kimberly Basham Evans, ARNP, KNA
Marianne Hutti, ARNP, KCNP/NM
Laure Schadler, ARNP, KCNP/NM
Charlotte Smith, ARNP, KANA
Patricia Thornbury, RPh, KBPh

DIALYSIS TECHNICIAN ADVISORY COUNCIL

The Dialysis Technician Advisory Council advises KBN regarding qualifications, standards for training, competency determination of dialysis technicians, and all other matters related to dialysis technicians. 91 DT credentials were issued from July 2002 through June 30, 2003, bringing the total number of credentials to 464. As of June 30, 2003, KBN has approved 14 DT training programs in Kentucky.

Peggy Fishburn, LPN, Chairperson
Beverly Baker, DT
Leitha Olson, RN
LaVette Owens, DT
R. Lynne Patterson, RN
Charles Stewart, DT
Mary Pat Stickler, RN

CREDENTIALS REVIEW PANEL

The Credentials Review Panel considers those matters related to licensure and registration credentials and disciplinary investigation and action not otherwise covered by applicable laws and/or guidelines set by KBN.

Marcia Hobbs, RN, Chairperson
Elizabeth Partin, ARNP
Jan Ridder, RN

* Jan Ridder, RN, KBN President, and Sharon M. Weisenbeck, RN, KBN Executive Director, are Ex-Officio Members of Standing Committees

COMMITTEES, COUNCILS, GROUPS, PANELS (CONTINUED)

KBN CONNECTION EDITORIAL PANEL

The KBN Connection Editorial Panel considers those matters related to planning for the preparation and publication of the official KBN newsletter, which is published 3 times annually (fall, winter, and spring).

Phyllis Caudill-Eppenstein, LPN, Chairperson
Lori Davis, Citizen-at-Large
Catherine Hogan, RN

GOVERNANCE PANEL

The Governance Panel is responsible for reviewing certain Board guidelines, Board member development, Board structure, and Board operations. It submits recommendations to the Board on these and related matters.

June Bell, RN, Chairperson
Phyllis Caudill-Eppenstein, LPN
Jimmy Isenberg, RN
John Sublett, ARNP

KENTUCKY ALTERNATIVE RECOVERY EFFORT (KARE) FOR NURSES PANEL

The Kentucky Alternative Recovery Effort for Nurses Panel was established to identify and assist nurses whose abilities to provide nursing care are compromised by dependency on drugs or alcohol so that they can return to competent and safe practice.

Mabel Ballinger, Citizen-at-Large, Chairperson
June Bell, RN

INITIAL COMPETENCY TASK FORCE

During FY 02-03, the Initial Competency Task Force determined the regulatory requirements for nursing competence; developed a competency model; and recommended a process to implement a competency program.

Catherine Hogan, RN, Chairperson
Peggy Fishburn, LPN
Marcia Hobbs, RN
Jimmy Isenberg, RN

STRATEGIC PLANNING WORK GROUP

The Strategic Planning Work Group was established to address strategic planning matters. The membership is composed of various Board members and staff. The group utilizes a facilitator as necessary to assist in revising the current strategic plan.

John Sublett, ARNP, Chairperson
Mabel Ballinger, Citizen-at-Large
Ann Fultz, LPN
Anne H. Veno, RN
Mary Gail Wilder, RN

REGULATION OF ASSISTIVE PERSONNEL TASK FORCE

The Regulation of Assistive Personnel Task Force was established for the purpose of addressing the regulation of unlicensed assistive personnel (UAP). Participants include representatives from numerous nursing, health organizations, and the following Board members:

June Bell, RN, Chairperson
Lori Davis, Citizen-at-Large
Peggy Fishburn, LPN
Marcia Hobbs, RN
Anne H. Veno, RN

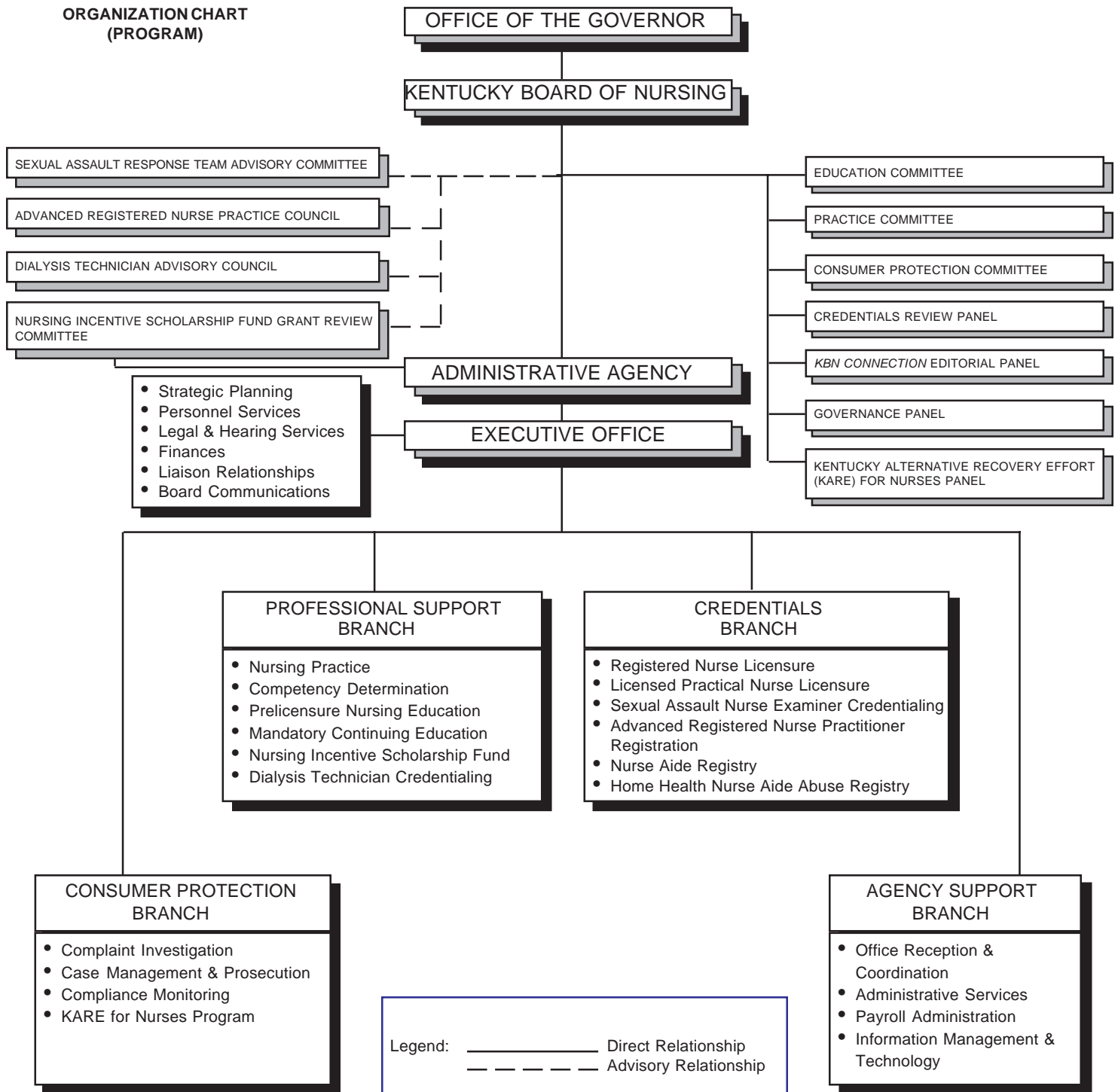
LPN SCOPE OF PRACTICE TASK FORCE

The LPN Scope of Practice Task Force was established to study and submit recommendations to the Board on the scope of licensed practical nursing practice in Kentucky.

Anne Veno, RN, Chairperson
Margaret Anderson, RN
Pat Burge, RN
Clara Dorris, RN
Phyllis Caudill-Eppenstein, LPN
Peggy Fishburn, LPN
Ann Fultz, LPN
Sue Hayes, RN
Karen Hinkle
Jimmy Isenberg, RN
Mary Kleber, RN
Cheryl McKenzie, LPN
Mary Lou Marzian, RN, Representative
Susan Pohl, RN
Connie Smith, RN
Susan Theobald, RN
Ross Thomas, RN
Joyce Thompson, RN
Sandra Thornton, LPN
Nancy Turner, RN

REGULATION OF NURSES AND NURSING EDUCATION AND PRACTICE

ORGANIZATION CHART (PROGRAM)



HIGHLIGHTS OF BOARD ACTIVITIES

This Annual Report provides a synopsis of the various activities conducted by the agency to fulfill its charge to regulate the practice of nursing in order to protect and safeguard the health and safety of the citizens of the Commonwealth of Kentucky [Reference: KRS 314.021(1)]. Highlights of this years' activities are listed below:

- ◆ Directed that the KBN executive director be authorized to begin exploration of the National Council of State Boards of Nursing (NCSBN) Nurse Licensure Compact and the impact possible adoption would have on Kentucky.
- ◆ Directed that the strategic initiative for a birth month renewal process be changed to investigation of alternative renewal processes.
- ◆ Approved contracting with a consultant to develop a *Nursing Laws in Kentucky* continuing education offering for the NCSBN website, with a link to the course on the KBN website.
- ◆ Approved the Program of Practical Nursing, Jefferson Technical College, Louisville, proposal to establish a collaborative Program of Practical Nursing at the secondary education level with the Jefferson County Public School System.
- ◆ Directed that the LPN Scope of Practice Task Force charge be modified to identify any inconsistency between LPN education/ LPN practice and regulatory/accreditation barriers. Further directed that the task force develop a vision of what LPN practice needs to be in the future.
- ◆ Approved the exploration of the proposal submitted by the Greater Louisville Workforce Consortium (GLWC) concerning the feasibility of developing an experimental program to include a portion of the licensed practical nurse (LPN) curriculum in high school. KBN appointed Jimmy Isenberg and Sharon Weisenbeck to serve as liaisons to this group as requested by GLWC.
- ◆ Approved the temporary removal of 201 KAR 20:320 Standards for curriculum of prelicensure registered nurse programs and 201 KAR 20:330 Standards for curriculum of prelicensure practical nurse programs from the Letter of Intent filed by KBN with the Legislative Research Commission. Further directed that a KBN subgroup review and make recommendations on the proposed pre-graduation preceptorship requirement for licensure.
- ◆ Directed that the Board members be provided with an educational opportunity addressing the federal, state, and agency disaster plans which effect the delivery of services during disaster situations.
- ◆ Directed that a letter be sent to the Office of the Inspector General requesting that a requirement for the director of nursing or designee who is a RN with emergency room management experience, be included in the administrative regulations governing hospitals, operation and services for implementation of KRS 311A.170(5)(a).
- ◆ Reaffirmed KBN's position of support for assuring the safe administration of medication to children in school settings by requesting that the Department of Education promulgate an administrative regulation governing the administration of medication in school settings by RNs; LPNs under the supervision of a registered nurse or physician; and unlicensed personnel who have completed a training program approved by KBN, and who administer medications only as delegated by and under the supervision of a nurse. Further directed KBN work with the Office of the Inspector General to define self-administration of drugs/medications, to determine training needs for administration of medications, and to determine the need for supervision to assure patient safety.
- ◆ Approved going forward with the Medication Aide Bill (HB 405) in the alternate format as specified in the Executive Director's Report, and that the KBN president be authorized to negotiate different language that may include regulation of medication aides in certain facilities and the use of a medication administration plan approved by KBN.
- ◆ Approved the content of a joint letter to be sent by KBN, the Board of Pharmacy, and the Board of Medical Licensure to the Department of Insurance requesting a meeting with Kentucky insurance provider representatives and the Commissioner of Insurance, to address the problems associated with using the Drug Enforcement Agency (DEA) number as a provider identifier for insurance reimbursement purposes.
- ◆ Directed that a work group of representatives of acute care facilities be formed to prepare draft legislation to regulate acute care nurse aides; and that the legislation is to be drafted and presented to KBN as soon as possible, but no later than a time sufficient for introduction of a bill in the 2004 Session of the General Assembly.
- ◆ Directed that the Governor be urged to consolidate the Nurse Aide Abuse Registry with the Cabinets for Families and Children's Central Registry (922 KAR 1:470) and any other such registries to facilitate employer checks (on employees) with those registries.
- ◆ Directed that, in view of its primary mission of protection of the public, KBN will continue to be supportive and cooperative with parties in the public arena for issues relating to nursing faculty shortage, controlled substance prescribing by ARNPs, healthcare errors and interdisciplinary teams, the patient care workplace, keeping up with the changing work arena, increasing the nursing image through increased opportunities, and supervision "opt out" for nurse anesthetists.

Kentucky Administrative Regulations

Kentucky Administrative Regulations are enacted to operationalize statutory language and carry force and effect of law. Administrative regulations were revised during FY 02-03 as indicated by the effective date.

201 Kentucky Administrative Regulation 20:

Effective/Revision Date:

.056	Advanced Registered Nurse Practitioner Registration	4/03
.057	Scope & Standards of Practice of ARNPs	4/03
.070	Licensure by Examination	4/03
.085	Licensure Periods	2/95
.095	Inactive Nurse Licensure Status	10/02
.110	Licensure by Endorsement	10/02
.161	Investigation & Disposition of Complaints	8/93
.162	Procedures for Disciplinary Hearings Pursuant to KRS 314.091	10/01
.200	Definitions for Mandatory Continuing Education	7/92
.215	Continuing Competency Requirements	4/03
.220	Provider Approval	9/01
.225	Reinstatement of Licensure	10/02
.230	Renewal of Licenses	9/01
.235	The Prevention of Transmission of HIV & HBV by Nurses	9/93
.240	Fees for Applications & for Services	10/01
.250	Definitions for RN & PN Prelicensure Programs of Nursing	2/93
.260	Organization & Administration Standards for Prelicensure Programs of Nursing	11/00
.270	Programs of Nursing Surveys	11/87
.280	Standards for Prelicensure RN & PN Programs	1/03
.290	Standards for Prelicensure RN & PN Extension Programs	11/87
.300	Standards for Prelicensure Experimental Programs of Nursing	6/85
.310	Faculty for Prelicensure RN & PN Programs	4/03
.320	Standards for Curriculum of Prelicensure RN Programs	11/87
.330	Standards for Curriculum of Prelicensure PN Programs	3/89
.340	Students in Prelicensure RN & PN Programs	6/85
.350	Education Facilities & Resources for Prelicensure RN & PN Programs	6/85
.360	Evaluation of Prelicensure RN & PN Programs	11/87
.370	Applications for Licensure & Registration	1/03
.380	Standards for Refresher Course Approval	11/87
.390	Nursing Incentive Scholarship Fund	1/03
.400	Delegation of Nursing Tasks to Unlicensed Persons	5/99
.410	Expungement of Records	1/03
.411	Sexual Assault Nurse Examiner Program Standards & Credential Requirements	2/00
.420	Determination of Death by a RN Employed by an Ambulance Service	8/99
.430	Discontinuance of Resuscitation by a RN Employed by an Ambulance Service	8/99
.440	Training of RNs Employed by an Ambulance Service in Determination of Death and Discontinuance of Resuscitation	8/99
.450	Alternative Program	9/01
.460	Declaratory Rulings	6/01
.470	Dialysis Technician Credentialing Requirements and Training Program Standards	10/01

Financial Operations

The Kentucky Board of Nursing (KBN) is a fee supported agency. No general revenue tax dollars are expended by the agency. In FY 02-03, a Kentucky legislative budget order transferred \$1,574,700 from the KBN fund balance to the general fund. The revenue balance for FY 02-03 prior to that transfer was \$8,611,352 with expenditures totaling \$3,920,382. Funds from the balance are carried forward each year to meet the upcoming fiscal year budget needs. Revenue from the renewal of RN and LPN licenses is received on a biennial basis: RN licenses are renewed in even years and LPN licenses in uneven years. Due to the larger number of RN licenses, it is necessary for the agency to carry forward a significantly large fund balance at the end of the first year of a budget biennium to adequately cover expenditures for the second half of the biennium.

Various KBN publications and informational material were offered for a nominal fee that covered duplicating costs. Some of the publications available for purchase were the KBN History, *Kentucky Nursing Laws*, and KBN Administrative Regulations. Brochures available at no charge included Continuing Education, Sexual Assault Nurse Examiner Program, Kentucky Alternative Recovery Effort for Nurses Program, Disciplinary Process and Procedures for Nursing Licensure, Assuring Safe Nursing Care in Kentucky, Criminal Convictions, and Nursing Workforce Competency Development Grants. Three editions of the agency newsletter, the *KBN Connection*, were published. A variety of information and services was also available on the KBN website.

FEE SCHEDULE

Licensure/Registration Application Fees

	RN	LPN
Endorsement	\$120	\$120
Reinstatement	120	120
Active License Renewal *	105	105
Inactive License Renewal *	75	75
Examination	110	110
Change of Licensure Status	95	
ARNP Registration	120	
ARNP Reinstatement	120	
ARNP Renewal *	95	
SANE Credential	120	
SANE Reinstatement	120	
SANE Renewal	95	
Duplicate License Letter/Card	35	35
Verification to Other States	50	50
Licensure Certificate	30	30

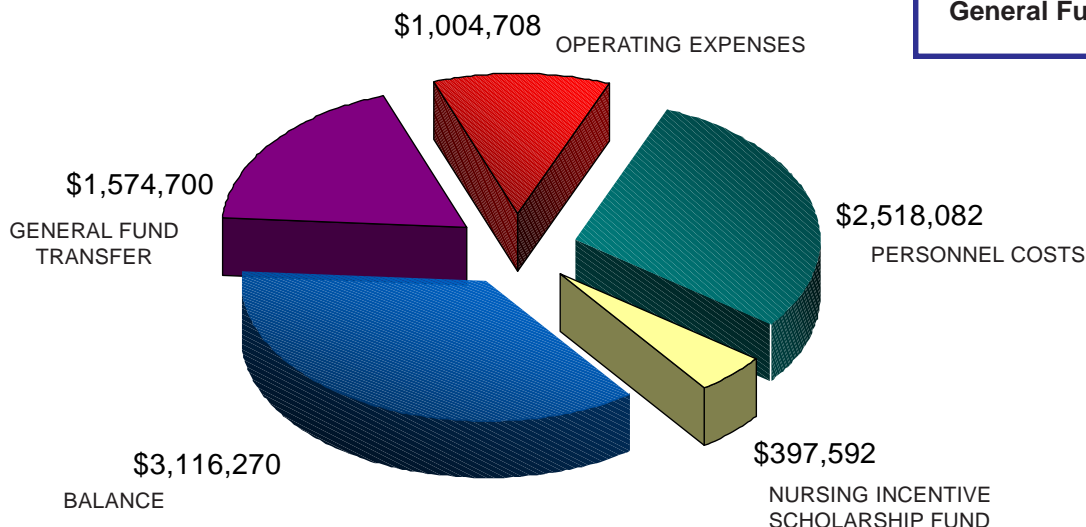
Continuing Education Approval Fees

Initial Provider Approval	\$400
Reinstatement of Provider Approval	400
Renewal of Provider Approval *	150
Offering Approval Via Staff Review	10

* Issued for a two-year period

FINANCIAL REPORT FY 02-03

Total Revenue Balance = \$8,611,352
Total Receipts = \$6,667,092
Total Expenditures = \$3,920,382
General Fund Transfer = \$1,574,700



Board Administrative Programs

CONTINUING EDUCATION/COMPETENCY

As a mechanism to promote continuing competency, the *Kentucky Nursing Laws* (KRS 314.073) mandate that licensees shall be required to document continuing competency during the immediate past licensure period as prescribed in regulations promulgated by the Board. KBN is the Commonwealth agency legally authorized to approve providers of mandatory CE. According to KBN Administrative Regulation 201 KAR 20:215, validation of CE/competency must include one of the following:

1. Proof of earning 30 approved contact hours; **OR**
2. A national certification or recertification related to the nurse's practice role (in effect during the whole period or initially earned during the period); **OR**
3. Proof of earning 15 approved contact hours, **PLUS at least one of the following:**
 - a) Completion of a nursing research project as principal investigator, coinvestigator, or project director. Must be qualitative or quantitative in nature, utilize research methodology, and include a summary of the findings.
 - b) Publication of a nursing related article.
 - c) A continuing education presentation that is designed and developed by the presenter, presented to nurses or other health professionals, and evidenced by a program brochure, course syllabi, or a letter from the offering provider identifying the licensee's participation as the presenter of the offering.
 - d) A nursing employment evaluation that is satisfactory for continued employment (must be signed by supervisor with the name, address, and phone number of the employer included).
 - e) A successfully completed nursing employment competency validation (validated by employer with the name, address, and phone number of employer included).

There is a requirement to earn 3 contact hours of approved domestic violence CE within 3 years of initial licensure (one-time only). ARNPs are required to earn 5 contact hours of approved CE in pharmacology within the 2-year period. Sexual Assault Nurse Examiners (SANE) credentialed nurses must earn 5 contact hours of approved sexual assault CE every 2 years (forensic medicine or domestic violence CE will meet this requirement). These hours count as part of the CE requirement for the period in which they are earned.

Changes in the HIV/AIDS CE Requirement: House Bill 140 allows KBN to require the 2 hours of mandatory HIV/AIDS CE to be earned once every 10 years instead of once every 2 years. The LPN earning period is from 11/1/2001 through 10/31/2011, while the RN period is from 11/1/2002 through 10/31/2012. Nurses are required to maintain proof of earning the required CE for up to 12 years.

Requirements for New Licensees: All licensees are exempt for the CE/competency requirement for the first renewal period of the Kentucky license issued by examination or endorsement. If an individual does not renew the original license, the exemption for the CE/competency is lost and all CE requirements must be met before the license can be reinstated.

Academic (College Credit Courses) Used to Meet CE Requirements: Certain college credit courses may be used to meet CE requirements. Nursing courses, designated by a nursing course number, and courses in physical and social sciences, such as Psychology, Biology, and Sociology, will count toward CE hours. One semester credit hour equals 15 contact hours; one quarter credit hour equals 12 contact hours. Prelicensure general education courses, either electives or designated to meet degree requirements, are not acceptable. CPR/BLS, in-service education, auxiliary training courses (nurse aide, EMT, phlebotomy, etc.) are not acceptable for nursing CE. ACLS or PALS courses are acceptable for CE hours if given by an approved provider. If a college course does not fall within these designated categories, and a nurse feels the course is applicable to his/her nursing practice, an Individual Review Application may be submitted to the Board for review of the course by November 30 of the licensure year, along with a \$10 service fee.

Post-Renewal Audit Process: This process is used to verify CE/competency earning, including the 2 hours of CHS approved AIDS education. The random audit requires that those persons selected show documented evidence (certificate of attendance, transcript, grade report, employment evaluation, competency validation, etc.) of approved CE/competency earning during the applicable licensure period. Of those licensees randomly selected for the recent RN audit process, 90% demonstrated compliance with the CE requirements. Those not complying were referred for disciplinary action.

NATIONAL NURSING ORGANIZATIONS RECOGNIZED BY KBN FOR APPROVAL OF CE OFFERINGS

(HIV/AIDS CE approved through the Cabinet for Health Services (CHS) is also accepted)

American Academy of Nurse Practitioners (AANP)
American Association of Critical Care Nurses (AACN)
American Association of Nurse Anesthetists (AANA)
American College of Nurse-Midwives (ACNM)
American Nurses Credentialing Center of the American Nurses Assn
Accredited Providers including ANA Constituent State Nurses' Assns
Other State Boards of Nursing

Assn of Women's Health, Obstetrical and Neonatal Nurses (AWHONN)
National Assn of Nurse Practitioners in Women's Health
National Assn of Pediatric Nurses Associates & Practitioners (NAPNAP)
National Assn for Practical Nurses Education & Service (NAPNES)
National Federation of Licensed Practical Nurses (NFLPN)
National League for Nursing (NLN)

CE PROVIDERS BY CATEGORY

Professional Nursing Organizations	10
Related Nursing Organizations	3
Educational Institutions	30
Health Service Agencies	124
Health Related Organizations	26
Commercial Organizations	8
Other	22
Refresher Courses	5
Total	228

Individual Review of CE Offerings 86

INVESTIGATION & DISCIPLINARY ACTION

DISCIPLINARY ACTIONS FY 02-03

TYPE OF DISCIPLINARY ACTION	RN	PN
Licenses Revoked	6	3
Licenses Immediately Temporarily Suspended	27	11
Licenses Suspended	12	12
Licenses Continued on Suspension	8	3
Licenses Suspended/Stayed Followed by Limitation/Probation or Probation	10	2
Licenses Limited/Probated or Probated	1	7
Licenses Voluntarily Surrendered	8	7
Requests for Reinstatement of Revoked/Suspended Licenses		
Granted on a Probationary or Limited Basis	4	6
Admitted to NCLEX/Licenses Probated/Limited	0	3
Admission to NCLEX or Endorsement Granted/Reprimand	1	1
Licenses Granted Reinstatement	0	2
Licenses Denied Reinstatement	6	5
Licenses Reprimanded	23	18
Licenses Denied	2	1
Licenses Cleared of Disciplinary Action	24	7
Consent Decrees/Civil Penalty	29	47
Consent Decrees/Continuing Education	68	0
Cease and Desist Notices Issued	3	
Temporary Work Permits Voided	0	

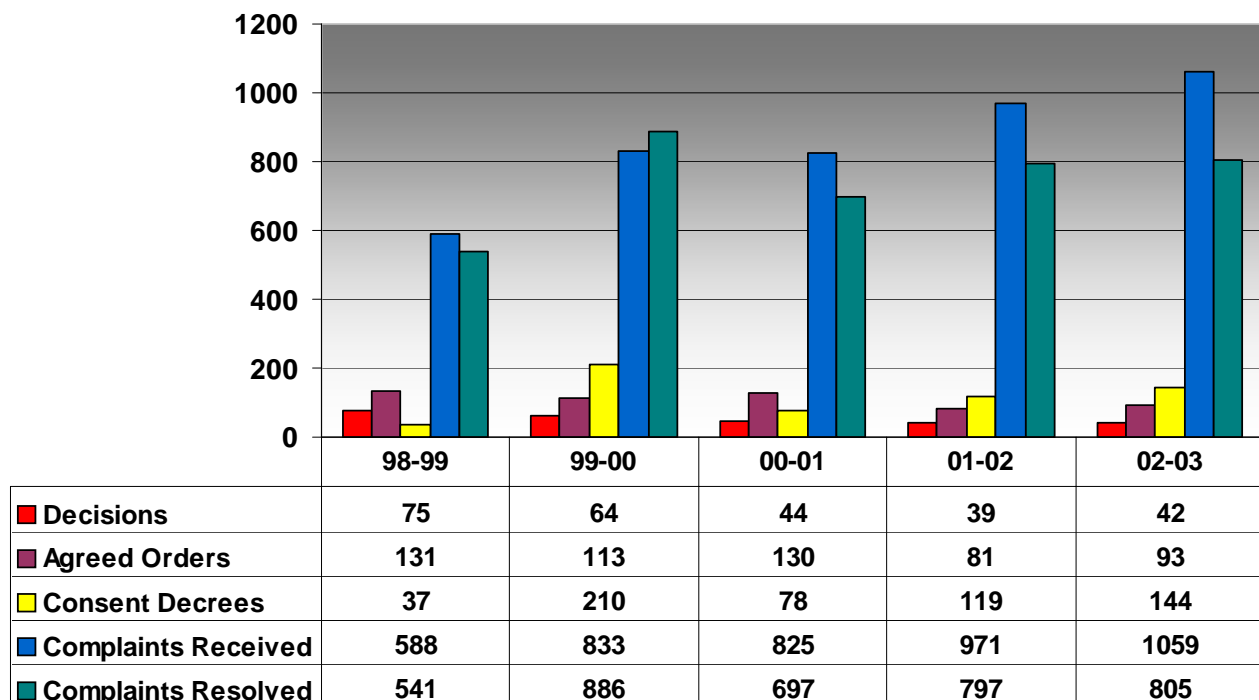
COMPLAINT ACTIVITY

Complaints for Applicants with Conviction Records Reviewed	399
Complaints/Information Filed Away - No Formal Action Deemed Necessary	
Reviewed By:	
Credentials Review Panel	72
Staff Member Review	412
Board Member Review	117
TOTAL NUMBER OF COMPLAINTS RECEIVED	1059
ACTIVE CASES AS OF JUNE 30, 2003	231

The *Kentucky Nursing Laws* provide that the Board of Nursing may "deny, limit, revoke, probate or suspend any license to practice nursing issued by the Board or applied for . . . or to otherwise discipline a licensee or to deny admission to the licensure examination, or to require evidence of evaluation and therapy"

The Board continues its efforts to make the public aware of the investigatory and disciplinary procedures and to emphasize the legal requirement to, and importance of, reporting nurses who are suspected of engaging in unsafe or illegal practices.

SUMMARY OF DISCIPLINARY ACTIONS FY 98-03



NURSING PRACTICE

KBN interprets the legal scope of nursing practice according to the *Kentucky Nursing Laws* and KBN administrative regulations in the determination of safe and effective nursing care for the citizens of the Commonwealth. In response to inquiries requesting interpretation of the legal scope of nursing practice, KBN has published formal advisory opinion statements as guidelines for safe practice (see the chart below), as well as issuing other opinions on nursing practice matters.

During FY 02-03, the Board issued nursing practice advisory opinions addressing: Orders for restraints; RNs and paramedics in hospital emergency departments; roles of nurses in supervision and delegation to unlicensed personnel; administration of medication to children in school settings; monitoring patients receiving Ketamine; do not resuscitate orders; role of RN in circulating duties in operating room; therapeutic phlebotomy via a central venous line access by RNs; initial pain assessment; aspiration of central venous catheters; oxygen saturation measurement delegation and documentation to unlicensed assistive personnel; and roles of nurses in the delegation of "Fleet" enema administration to unlicensed assistive personnel.

KBN ADVISORY OPINION STATEMENTS

83-01	Role of the RN/LPN in Spinal Screening for Detection of Common Abnormal/Curvatures of the Spine
83-02	Role of the ARNP, RN, and LPN in Gynecological Cancer Detection
* 99-03	Roles of Nurses in Intravenous Therapy Practice
84-04	Roles of RNs and ARNPs in the Administration of Medication per Intraspinal Routes
84-05	The Performance of Advanced Life Support Procedures by RNs
84-06	The Performance of Arterial Puncture by RNs
84-07	Roles of Nurses in Superficial Wound Closure
84-08	Role of the RN First Assistant
95-09	The Performance of Wound Debridement by Nurses
85-10	Roles of Nurses in the Care of Intrapartum Patients
85-11	Roles of Nurses in the Insertion and Removal of a Gastric Tube and in the Reinsertion of a Gastrostomy Tube
85-13	Roles of RNs in Psychiatric and Mental Health Nursing Practice
87-14	Roles of Nurses in the Implementation of Patient Care Orders
* 87-15	Roles of Nurses in the Supervision and Delegation of Nursing Acts to Unlicensed Assistive Personnel
87-16	Roles of Nurses in the Administration of Medication via Various Routes
87-17	Roles of Nurses in the Administration of "PRN" Medications and Placebos
87-18	Employment of Students in Nursing
88-19	Responsibility and Accountability of Nurses for Patient Care Assignments and Nursing Care Delivery
89-20	Roles of RNs in Invasive Cardiac Procedures
90-21	Roles of Nurses and Technicians in Dialysis
90-22	Roles of Nurses who Provide "Private Duty" Nursing
90-23	The Application and Removal of a Cast or Splint by Nurses
* 03-24	Patient Abandonment by Nurses
91-25	Peripheral Insertion of Centra, Midclavicular and Midline Intravenous Catheters by Nurses
* 91-26	Roles of Nurses in the Delivery of Prehospital Emergency Medical Care via Ambulance Services
92-27	Components of LPN Practice
92-28	Roles of Nurses and Unlicensed Nursing Personnel in Endoscopic Procedures
93-29	Cardiopulmonary/Respiratory Nursing Practice
* 93-30	School Nursing Practice
94-31	Removal of Femoral Access Devices (Sheaths) and Use of Mechanical Compression Devices by RNs
* 95-32	Intravenous Administration of Medications for Conscious Sedation by Nurses
03-33	Roles of Nurses in the Delegation of Tasks to Paramedics in a Hospital Emergency Department

* These advisory opinion statements were revised during FY 02-023